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TO:	Mail Stop Petitions	COMPANY:	Commissioner for Patents
FAX:	9-1-571-273-8300	PAGES:	6 (including cover)
PHONE:		DATE:	March 3, 2006
RE:	U.S. Application Serial No. 10/823,235	ATTORNEY DOCKET/REF. NO.	A202 1441.2
		ACCOUNTING NO.	28502.0217.9

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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In re Application of: Russell John Pylkki

OFFICIAL

Serial No.: 10/823,235

Filed: 04/13/2004

For: Reduced Visibility Insect Screen

Attached in connection with the above-identified patent application are the following:

- (1) Transmittal Form;
- (2) Fee Transmittal; and
- (3) Petition to Expunge Information Unintentionally Submitted in an Application Under 37 C.F.R. 1.59(b).

1201 West Peachtree Street, Suite 3500 Atlanta, GA 30309-3574 Telephone (404) 872-7000 Fax: (404) 888-7490

WCSR 2152159v1

PTO/SB/21 (09-04)

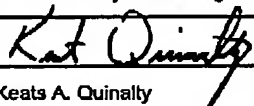
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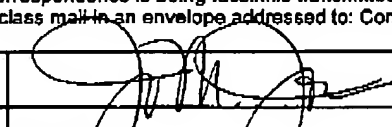
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/823,235	RECEIVED CENTRAL FAX CENTER MAR 03 2006
	Filing Date	April 13, 2004	
	First Named Inventor	Pytko, Russell, J.	
	Art Unit	3834	
	Examiner Name	Johnson, Blair M.	
Total Number of Pages in This Submission	5	Attorney Docket Number	A202 1441.2

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Womble Carlyle Sandridge & Rice, PLLC		
Signature			
Printed name	Keats A. Quinalty		
Date	March 3, 2006	Reg. No.	46,426

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Jo M. Jones	Date	March 3, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 03 2006

In re application of:)	
)	
PYLKKI et al.)	Art Unit: 3634
)	
Serial No.: 10/823,235)	Examiner: Johnson, Blair M.
)	
Filed: April 13, 2004)	
)	
For: REDUCED VISIBILITY INSECT SCREEN)	

PETITION TO EXPUNGE INFORMATION UNINTENTIONALLY SUBMITTED
IN AN APPLICATION UNDER 37 C.F.R. 1.59(b)

Mail Stop Petitions
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby submits this Petition to Expunge Information Unintentionally Submitted In An Application, pursuant to 37 C.F.R. 1.59(b). Petitioner requests that a document marked confidential, referenced on the Form PTO/SB/08A/B as cite no. 314, and entitled "United States District Court, District of Minnesota, Civil Action No. 05-824 JMR/FLN, Andersen Corporation v. Pella Corporation and W.L. Gore & Associates, Inc., Defendant W. L. Gore & Associates, Inc.'s Responses to Plaintiff[s] First Set of Interrogatories (Nos. 1-15) [hereinafter "Responses"]" as filed in an Information Disclosure Statement (IDS) by the Applicant on February 8, 2006, be expunged from the file history record. The submission of the Responses during the prosecution of the present application was unintentional and, by virtue of Defendant Gore's designation, the failure to obtain its return may cause irreparable harm to the party who

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Petition to Expunge Information Unintentionally Submitted In An Application Under 37 C.F.R. 1.59(b)
USSN: 10/823,235

submitted the information or to the party in interest on whose behalf the information was submitted.

Petitioner acknowledges the requirement to retain such information for the period of any U.S. patent with regard to which such information is submitted.

The information in the Responses was marked confidential and is subject to a Protective Order issued by the U.S. District Court, District of Minnesota. The removal of the Responses will be in furtherance of this Protective Order.

The present application has not issued as a patent. The disclosure in the prosecution history of the present application, and in the prosecution histories of related pending application numbers 11/015,040; 11/057,519; 11/108,288; 11/174,199; and 10/973,688, are the only disclosures of the material marked confidential from the Responses, to Applicants' knowledge. Corresponding Petitions to Expunge are being filed in related pending application numbers 11/015,040; 11/057,519; 11/108,288; 11/174,199; and 10/973,688, none of which have issued as patents. Removal of the Responses marked confidential from each of these prosecution file histories is believed by Applicants to remove this material marked confidential from public access. Other than the foregoing, the information has not otherwise been made public.


Accordingly, under 37 C.F.R. 1.59(b), the Petitioner requests expungement of the Responses marked confidential entitled "United States District Court, District of Minnesota, Civil Action No. 05-824 JMR/FLN, Andersen Corporation v. Pella Corporation and W.L. Gore & Associates, Inc., Defendant W. L. Gore & Associates, Inc.'s Responses to Plaintiff[s] First Set of Interrogatories (Nos. 1-15)," filed in an IDS by the Applicants on February 8, 2006.

Petition to Expunge Information Unintentionally Submitted In An Application Under 37 C.F.R. 1.59(b)
USSN: 10/823,235

The Commissioner is hereby authorized to charge any fees for this petition to deposit
account no. 09-0528.

Respectfully submitted,

March 3, 2006
Date



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Docket No.: A202 1441.2